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DEP & REF  
Room 307

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re original application of:

Applicants : Mark C. Schmidt, et al.  
Application Serial No.: 10/042,755  
Filing Date: November 13, 2002  
Title: AUTOMATICALLY-ACTIVATED HAND-SUPPORTABLE  
MULTI-MODE LASER SCANNING BAR CODE SYMBOL  
READING SYSTEM  
Examiner : n/a  
Group Art Unit : 2876  
Attorney Docket No. : 108-181USA000

Honorable Commissioner of Patents  
and Trademarks  
Washington, DC 20231

**REQUEST FOR REFUND**

SIR:

Attorney for Applicants respectfully requests that the amounts of \$1,494.00 and \$18.00 be refunded to Deposit Account 16-1340. Said debits were posted on July 23, 2003 under Sequence Numbers 63 and 65. A copy of the Deposit Account (No. 16-1340) Statement for July 2003 is attached hereto as Exhibit A.

On June 6, 2003, Attorney for Applicants filed the following documents in response to the Notice to File Missing Parts mailed April 22, 2003:

- Response to Notice to File Missing Parts;
- Combined Declaration of Inventorship and Power of Attorney;
- Preliminary Amendment;
- Petition for Extension of Time;
- Thomas J. Perkowski, Esq., P.C. Check No. 3662 in the amount of \$1260.00;
- Part 2 of Notice to File Missing Parts; and
- Certificate of First Class Mailing under 37 C.F.R. 1.08 dated July 18, 2003.

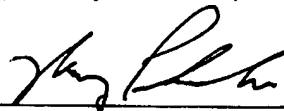
Attorney for Applicants canceled Claims 31-109 and 115-119 via the Preliminary Amendment. ) A copy of the Preliminary Amendment is attached hereto as Exhibit B.), leaving Claims 1-30 and 110-114, comprising 2 independent claims and 35 claims in total. *Therefore, the filing fees required in the present Application, subsequent to the Preliminary Amendment, is*

\$1150.00. The additional \$110.00 was included as payment of the one month extension fee. The total for these fees of \$1260.00 was paid by TJP Esq., PC Check 3662, and receipt thereof by the USPTO is evidenced by the attached postcard (Exhibit C).

*In view therefore, of the above-listed facts, Attorney for Applicants considers the additional fees totaling \$1512.00 to be debited in error and respectfully requests immediate refund thereof. Please credit the amount to Deposit Account 16-1340. A copy of this document is attached hereto.*

Respectfully submitted,

Dated: September 5, 2003



Thomas J. Perkowski, Esq.  
Attorney for Applicants  
Reg. No. 33,134  
Thomas J. Perkowski, Esq., P.C.  
Soundview Plaza  
1266 East Main Street  
Stamford, Connecticut 06902  
203-357-1950  
<http://www.tjpatlaw.com>



CERTIFICATE OF FIRST CLASS MAIL  
UNDER 37 C.F.R. 1.08

I hereby certify that this correspondence is  
being deposited with the United States Postal Service  
on September 5, 2003 as First Class Mail  
in a postage prepaid envelope  
addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

  
Thomas J. Perkowski, Esq.

Reg. No. 33,134

Dated: September 5, 2003



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### Deposit Account Statement

**Requested Statement Month:** July 2003  
**Deposit Account Number:** 161340  
**Name:** THOMAS J PERKOWSKI ESQ., P. C.  
**Attention:**  
**Address:** SOUNDVIEW PLAZA  
**City:** STAMFORD  
**State:** CT  
**Zip:** 06902

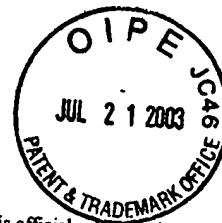
DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/08	180	10116682	108-027USANF	1814	\$110.00	\$2,056.50
07/08	181	10116682	108-027USANF	1814	\$110.00	\$1,946.50
07/09	1	10116682	108-027USANF	1814	-\$110.00	\$2,056.50
07/10	104	10114422	108-027USANE	1814	\$110.00	\$1,946.50
07/11	223	75871783		6004	\$150.00	\$1,796.50
07/11	228	76127848		6004	\$150.00	\$1,646.50
07/11	229	76127848		6004	\$150.00	\$1,496.50
07/14	27	09906388		8021	\$40.00	\$1,456.50
07/14	36	09766211		8021	\$40.00	\$1,416.50
07/14	132	09906388		8021	\$40.00	\$1,376.50
07/18	11	10319387	100-028USANA	1806	-\$180.00	\$1,556.50
07/21	138	10042755		8021	\$40.00	\$1,516.50
07/23	63	10042755	108-181USA000	1202	\$1,494.00	\$22.50
07/23	65	10042755	108-181USA000	1202	\$18.00	\$4.50
07/29	43	PAYMENT		9203	-\$3,000.00	\$3,004.50
07/30	43	6582079	108-124USA000	1460	\$130.00	\$2,874.50
07/31	168	09483105	100-033USA00	2006	\$375.00	\$2,499.50

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$2,166.50	\$2,957.00	\$3,290.00	\$2,499.50

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The date stamp of the U.S. Patent and Trademark Office is official acknowledgment of their receipt of the following documents:

Response to Notice to File Missing Parts; Preliminary Amendment; Combined Declaration of Inventorship and Power of Attorney; Part 2 of Notice to File Missing Parts; Petition for Extension of Time; Thomas J Perkowski, Esq. PC Check No. 3662; and Certificate of First Class Mailing under C.F.R. 1.08 dated July 18, 2003.

Applicants: Mark C. Schmidt et al.

USSN# 10/042,755

Filed: November 13, 2002

Title: AUTOMATICALLY-ACTIVATED HAND-SUPPORTABLE MULTI-MODE LASER  
SCANNING BAR CODE SYMBOL READING SYSTEM

Attorney Docket: 108-181USA000

Attorney: Thomas J Perkowski, Esq.

Date Mailed: July 18, 2003

THOMAS J. PERKOWSKI ESQ. P.C.  
RECEIVED

JUL 24 2003